

**KIRKLAND POLICE DEPARTMENT**

123 5th Avenue Kirkland, WA 98033

CASE# 2018-00000433

**CASE REPORT****NARRATIVE**

18-433

Ofc. E. West, #623

Assault 4<sup>th</sup> Degree

Primary Case Report

On 01/04/18, at approximately 1445 hours, I was working uniformed patrol for the City of Kirkland. I was working a two man car with Ofc. P. Spak, #629. I was dispatched to an assault that occurred at Fairfax Hospital located at 10200 NE 132<sup>nd</sup> St, Kirkland, WA 98034. There was an alleged assault between a patient and an employee.

I arrived at Fairfax to meet with the victim of the assault. There was another victim who wished to report being a victim in another incident (17-417). Ofc. P. Spak spoke with this victim in regards to incident number 17-417.

My victim, identified by his Washington DL as [REDACTED] [REDACTED] has been an employee at Fairfax for about 10 months. [REDACTED] stated he was assaulted by a patient, identified as [REDACTED] at approximately 1430 hours on 01/04/18. [REDACTED] is involuntarily committed to Fairfax Hospital via a court order.

[REDACTED] stated he was attempting to give [REDACTED] her medication. [REDACTED] was not cooperative and tried to hit the medication away. [REDACTED] slammed a door and knocked over multiple garbage cans. [REDACTED] then flipped a table in the 'Day Room'.

[REDACTED] calmed down and walked to the quiet room. At one point, [REDACTED] stopped and did not cooperate with the Fairfax staff. [REDACTED] stated he gave [REDACTED] the choice to walk to the quiet room or be escorted. [REDACTED] challenged [REDACTED]. [REDACTED] informed the staff to go hands on with [REDACTED]. [REDACTED] stated he and another staff member attempted to use an 'escort hold' on [REDACTED].

[REDACTED] became physically aggressive. Two staff members attempted to secure and control [REDACTED]. During the struggle, [REDACTED] was scratched and bitten. [REDACTED] stated [REDACTED] grabbed his right arm. As he pulled away, [REDACTED] dug her nails into his arm. [REDACTED] right forearm had three red scratch marks that broke the skin. These scratches caused minor bleeding.

[REDACTED] left arm had a red circle, where [REDACTED] indicated [REDACTED] bit him. The bite did not break the skin. The red marks were faint and difficult to see. Photos were taken of the injuries and will be uploaded into the main case files.

When [REDACTED] realized he was harmed, he left the scene. [REDACTED] stated he believed [REDACTED] did not have a psychosis problem, but a behavioral problem.

[REDACTED] stated he wished to be a victim and assist with the prosecution of [REDACTED]. [REDACTED] gave me

REPORTING OFFICER

623 West

DATE

1/4/2018

REVIEWED BY

Eggleston, Gary M

01/07/2018

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## CASE REPORT

### NARRATIVE (continuation)

a written statement he completed before my arrival. A copy of this statement will be uploaded into the main case file.

After Ofc. P. Spak completed his interview, we attempted to contact [REDACTED] at Fairfax. The staff advised she was sedated because of her behavior and actions earlier. Fairfax staff escorted me and Ofc. P. Spak back to see [REDACTED] in a breezeway between buildings.

[REDACTED] came outside into the breezeway, and appeared heavily medicated. Her eye lids were droopy. Her eyes were gazed over. [REDACTED] also yawned between two and five times during the contact. [REDACTED] was not aggressive or uncooperative with us. Ofc. P. Spak read [REDACTED] her Constitutional Rights from his department issued Miranda Warnings Card. [REDACTED] stated she did not understand her rights. Ofc. P. Spak read the Constitutional Rights off of his department issued Miranda Warnings Card again. This time, [REDACTED] stated she understood but wished to go back inside. [REDACTED] appeared under the influence of medication, and was not questioned any further.

Given the above statements made by [REDACTED] the injuries on [REDACTED] arms, and [REDACTED] identifying his attacker, I find there is probable cause to charge [REDACTED] for Assault 4<sup>th</sup> Degree (RCW 9A.36.041). Charges will be filed through investigation on citation number C43397K.

Video of the assault will be collected at a later date. Fairfax staff stated they would contact KPD when the footage was available.

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